

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

United States of America,

Plaintiff,

Criminal No. 21-cr-20148
Hon. Bernard A. Friedman

D-1 Cosmos Nelo George,

Defendant.

(FILED UNDER SEAL)

GOVERNMENT’S MOTION FOR DOWNWARD DEPARTURE

The United States of America respectfully moves this Court to grant a
downward departure pursuant to U.S.S.G. § 5K1.1.

Respectfully submitted,

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United States Attorney

s/Philip A. Ross
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Date: April 8, 2024

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

United States of America,

Plaintiff,

v.

Criminal No. 21-cr-20148
Hon. Bernard A. Friedman

D-1 Cosmos Nelo George,

Defendant.

(FILED UNDER SEAL)

**GOVERNMENT'S BRIEF IN SUPPORT OF
MOTION FOR DOWNWARD DEPARTURE**

The United States of America respectfully submits this brief in support of its motion for a downward departure pursuant to U.S.S.G. § 5K1.1.

Respectfully submitted,

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The United States submits this brief in support, and states the following:

1. Cosmos Nelo George cooperated in the investigation of his fellow co-defendants by accepting responsibility and debriefing with the government on multiple occasions shortly after his indictment.
2. George entered into a plea agreement. Summaries of the information he provided to the Government were ultimately disclosed to his co-defendants including Virendra Gaidhane, the owner of two pharmacies involved in this scheme. Gaidhane pleaded guilty before he was scheduled to stand trial.
3. George acknowledged that he issued prescriptions outside of the scope of legitimate medicine. George was one of several medical providers who admitted to this participating in this same scheme.
4. The government respectfully submits that the defendant provided “substantial assistance” within the meaning of U.S.S.G. 5K1.1. Accordingly, the government moves this court to sentence the defendant to 19 months’ imprisonment which represents a 35% reduction from the Government’s calculated advisory guidelines of 30-37 months’ imprisonment.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 8, 2024, I served a copy of the foregoing via ECF under seal and forwarded a copy via email to counsel of record.

Respectfully submitted,

s/Philip A. Ross

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